

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF GEORGIA
WAYCROSS DIVISION

IN RE:) CHAPTER 13
) CASE NO. 98-50895-JDW
VERONICA G. HAYWARD,)
BRUCE HAYWARD,)
)
DEBTORS)

ORDER

Fairbanks Capital Corporation has filed a pleading titled Motion For Relief From Stay. The Court's notice of April 12, 1999 scheduled a hearing on the motion on April 29, 1999. At the hearing, Debtors and Debtors' counsel appeared. There was no appearance by movant or movant's counsel, Glen D. Rubin.

The Court presumes that counsel's failure to appear was caused by some unforeseen personal emergency. Accordingly, the hearing on the motion will be continued to **Wednesday, May 27, 1999 at 9:00 a.m.** in the United States Bankruptcy Court, 3rd Floor, Federal Building, Carswell Street, Waycross, Georgia. At the hearing, the Court will consider the motion and, further, consider movant's counsel's explanation for why he failed to attend the previous hearing. Movant's counsel must attend that hearing without regard for whether the motion is resolved prior to the hearing. If movant's counsel's explanation is not satisfactory, the Court will consider further whether sanctions should be imposed including but limited to the requirement for movant's counsel to pay Debtors' attorney's fees and Debtors' lost wages incurred by attendance at the previous hearing.

SO ORDERED, this 3rd of May, 1999.

James D. Walker, Jr.
United States Bankruptcy Judge